

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

BRIAN BURKE

Plaintiff

-against-

Solomon Acosta & Fascore/Great West &
MTA/NYC Transit Authority Et. Al.
Defendants,

| |
|---------------------------------|
| USDS SDNY |
| DOCUMENT |
| ELECTRONICALLY FILED |
| DOC # |
| DATE FILED: 4-11-08 |
| Docket #07 Civ. 9933 (PKC)(DFE) |

**NOTICE OF MOTION
FOR DEFAULT &
RECONSIDERATION**

PLEASE TAKE NOTICE, Brian Burke, Plaintiff

pro se, upon the annexed Memorandum of Law & Affirmation, dated January 17, 2008 & exhibits and all other pleadings will move on **February 8, 2008**, before the Honorable P. Kevin Castel U.S. District Judge, at Daniel Patrick Moynihan Courthouse, 500 Pearl street, New York, NY 10007 or as soon thereafter as parties by counsel may be heard for an order pursuant to Fed. R. Civ. P. 55, 12, 7 & Local Civil Rule 5.3, 6.3, 11.1 & Individual Practices for Honorable Judges Castel & Eaton 1(E) and 2 reversing attached Orders and granting Default Judgment in favor of Plaintiff and for all other relief Court deems just and appropriate.

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[Signature]
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Motion denied.
SO ORDERED
J. J. Burke
JJD
4-11-08